

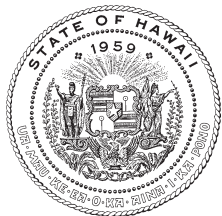
The Environmental Notice

A SEMI-MONTHLY BULLETIN (UNDER SECTION 343-3, HRS) OF THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL

DECEMBER 23, 2005

Kahului Harbor Improvements

The project originally published as "Kahului Commercial Harbor Improvements, Job H.C. 3334," in the August 8, 2004, issue of the Environmental Notice has been issued a November 29, 2005, finding of no significant impact (FONSI) by the State Department of Transportation. In response to a concern that the Kahului Harbor expansion was being geared toward accommodate the new Inter-island Super Ferry, the DOT responded that the "EA is not geared to the Superferry. As stated in Sections 1.1 and 3.4, the EA is for the short-term 2025 Master Plan (the Master Plan was completed in 2001) improvements for Kahului Harbor." To indicate this more clearly, the Department of Transportation revised the title of the final environmental assessment to "**2025 Master Plan Improvements, Kahului Commercial Harbor.**" The Department of Transportation notes that the Superferry is a recent (*circa* 2003) potential specific user of Kahului Harbor, and can use existing or proposed harbor facilities. See page 11 for more.



LINDA LINGLE
GOVERNOR

OFFICE OF
ENVIRONMENTAL QUALITY CONTROL (OEQC),
DEPARTMENT OF HEALTH
GENEVIEVE SALMONSON
DIRECTOR, OEQC

*The Environmental Notice -
review the environmental impacts of
projects proposed in Hawai'i!*

Other Resources available . . .

- *June 2004 Guidebook for Hawai'i's Environmental Process (now, Online!)*
- *Environmental Assessments in Adobe Acrobat PDF Format (1990-2003) and Study Resource Library*
- *Environmental Council Annual Reports (now, Online!)*

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Anahola Faith Based Project

The Anahola Homesteaders Council (AHC) of Kaua'i is applying for approval of a 25-year license agreement from the Hawaiian Homes Commission of the State of Hawaii, Department of Hawaiian Home Lands, for **Project Faith**, consisting of 20 acres of mixed community and commercial development intended to serve as a rural country community center serving local residents, businesses and visitors. The Department of Hawaiian Home Lands has issued an Environmental Impact Statement Preparation Notice determination on the final environmental assessment and is seeking comments and requests by January 22, 2006, to be consulted parties for the upcoming draft environmental impact statement (DEIS). The proposed project would include: kupuna assisted living; a community school, a community cultural center, retail businesses, and a gathering place for traditional health, wellness and retreat (Ho'olokahi). See page 14 for more.

Big Island Resort Development

Sea Mountain Five, LLC is preparing a Draft Environmental Impact Statement to evaluate development of the Sea Mountain project, a 433 acre partially developed property in Punalu'u, in the Ka'u district on the Island of Hawai'i. Proposed development on the site includes residential units, a world class resort/hotel, a championship 18-hole golf course, cultural/marine center, light commercial uses, upgraded wastewater treatment facility, water reservoir and other supporting infrastructure.

The proposed improvements to property are to be implemented in phases upon obtaining necessary permits and approvals, which includes a Special Management Area Use Permit. Details on the EIS preparation notice can be found on page 15.



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Mele Kalikimaka

Merry Christmas

Hauoli Makahiki Hou

Happy New Year

We provide access to our activities without regard to race, color, national origin (including language), age, sex, religion, or disability. Write or call OEQC or our departmental Affirmative Action Officer at Box 3378, Honolulu, HI 96801-3378 or at (808) 586-4616 (voice/tty) within 180 days of a problem. OEQC intends to make the information in this bulletin accessible to everyone. Individuals that require this material in a different format (such as large type or braille), should contact our office for assistance.

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Definitions

Your guide to the Environmental Review Process

Draft Environmental Assessment

A project or action that may affect the environment cannot be implemented until an Environmental Assessment (EA) is prepared in accordance with Chapter 343, Hawai'i Revised Statutes (HRS). If the lead State or county agency (the *proposing agency* for agency actions, or the *approving agency* for applicant actions) anticipates that the project will have no significant environmental impact, then affected agencies, individuals, and organizations must be consulted and a Draft EA (DEA) is written and public notice is published in this periodic bulletin (see, section 343-3, HRS) known as the *Environmental Notice*. The public has 30 days to comment on the Draft EA from the date of the first notice.

Final Environmental Assessment and Finding of No Significant Impact

After the lead agency reviews the public comments, if it determines that the project will have no significant effect on the environment, then it will prepare a Final EA (FEA) and issue a Finding of No Significant Impact (FONSI) formerly called a *Negative Declaration*. The Final EA must respond to all public comments. An Environmental Impact Statement will not be required and the project may now be implemented. The public has 30 days from the first notice of a FONSI in this periodic bulletin to ask a court to require the preparation of an EIS.

Final Environmental Assessment and Environmental Impact Statement Preparation Notice

When a lead agency decides that a project may have a significant environmental impact, an Environmental Impact Statement (EIS) must be prepared prior to implementing the project. Like the DEA (see *above*), affected agencies, individuals and organizations must be consulted prior to preparation of the final EA (FEA) and issuance of a determination called an EIS preparation notice (EISPN). (The EA is called *final*, to distinguish it from the draft, *above*). After the FEA is written by the lead agency, and notice of the FEA and EISPN is published in this periodic bulletin, any agency, group, or individual has 30 days from the first publication of the EISPN to request to become a consulted party and to make written comments regarding the environmental effects of the proposed action. The public (including an applicant) has 60 days from the first notice of an EISPN in this periodic bulletin to ask a court to not require the preparation of an EIS.

Draft Environmental Impact Statement

After receiving the comments on the FEA and EISPN (see *above*), the lead agency or private applicant must prepare a Draft Environ-

mental Impact Statement (DEIS) prior to project implementation. This document must completely disclose the likely impacts of a project. Direct, indirect and cumulative impacts must be discussed along with measures proposed to mitigate them. The public has 45 days from the first publication date in this periodic bulletin to comment on a DEIS. The DEIS must respond to comments received during the FEA-EISPN comment period in a *point-by-point* manner.

Final Environmental Impact Statement

After considering all public comments filed during the DEIS stage, the agency or applicant must prepare a Final EIS (FEIS). The FEIS must respond in a *point-by-point* manner to all comments from the draft stage. Requisite deeper analyses must be included in the FEIS. For applicant projects, the approving agency is authorized to accept the FEIS. For agency project the Governor or the county mayor is the accepting authority. Only after the EIS is accepted may the project be implemented.

Acceptability

If the FEIS is accepted, the law requires that notice of this be published in this periodic bulletin. The public has 60 days from the date of first notice of acceptance to ask a court to vacate the acceptance of an EIS. In the case of applicant actions, the law requires that an approving agency must make a determination on acceptance within thirty-days of receipt of the FEIS or the FEIS is deemed accepted. Also, for applicant actions, the law provides for an administrative appeal of a non-acceptance to the Environmental Council.

National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. It many ways it is similar to Hawai'i's law. Some projects require both a state (or county) and federal EIS and the public comment procedure should be coordinated. Although not required by law, the OEQC publishes NEPA notices in this periodic bulletin to help keep the public informed of important federal actions.

Special Management Area

The Special Management Area (SMA) is along the coastlines of all our islands and development in this area is generally regulated by Chapter 205A, HRS and county ordinance. A special subset of the SMA that is regulated by Chapter 343, HRS is the Shoreline Setback Area. Most development in this area requires a Special Management Permit (SMP). This periodic bulletin posts notice of these SMP applications to encourage public input.

Shoreline Certifications

State law requires that Hawai'i shorelines be surveyed and certified when necessary to clearly establish the shoreline setback (an area contained between the certified shoreline and a prescribe distance inland (usually 40 feet) from the certified shoreline). The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This periodic bulletin publishes notice from the Department of Land and Natural Resources of both shoreline certification applicants and of final certifications or rejections.

Environmental Council

The Environmental Council is a fifteen-member citizen board appointed by the Governor to advise the State on environmental concerns. The council makes the rules that govern the Environmental Impact Statement process. The agendas of their regular meetings are published on the Internet at <http://www.ehawaii.gov/calendar> and the public is invited to attend.

Exemption Lists

Government agencies must keep a list describing the minor activities they regularly perform that are declared exempt from the environmental review process. These lists are reviewed and approved by the Environmental Council. This periodic bulletin will publish an agency's draft exemption list for public comment prior to Council decision making, as well as notice of the Council's decision on the list.

Conservation District

Any use of land in the State Conservation District requires a Conservation District Use Application (CDUA). These applications are reviewed and approved by the Board of Land and Natural Resources (BLNR). Members of the public may intervene in the permit process. Notice of these permit applications is published in this periodic bulletin.

Endangered Species

This periodic bulletin is required by Section 343-3(c), HRS, to publish notice of public comment periods or public hearings for habitat conservation plans (HCP), safe harbor agreements (SHA), or incidental take licenses (ITL) under the federal Endangered Species Act, as well as availability for public inspection of a proposed HCP or SHA, or a proposed ITL (as a part of an HCP or SHA).

O'ahu Notices

DECEMBER 23, 2005

Wai'ahole Beach Park Master Plan (HRS 343 DEA)

District: Ko'olaupoko
TMK: (1) 4-8-002:01, 02, 04, 05-12; 4-8-001:10 (por.)
Proposing Agency: C & C, Department of Design & Construction
650 S King St., Honolulu, HI 96813
Contact: Terry Hildebrand (523-4696)

Determination Agency: Same as above.
Consultant: Gerald Park Urban Planner
1221 Kapiolani Blvd., Ste. 211, Honolulu, HI 96814
Contact: Gerald Park (596-7484)

Public Comment

Deadline: January 23, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits

Required: Special Management Area; Shoreline Setback Variance (on a case by case basis); Grubbing, grading and Stockpiling; Building; Excavate a Public Right-of-Way, Water and Water System Requirements; Variance from Pollution Control; NPDES, Water Quality Certification, Work within State Highway Right-of-Way, Department of the Army.

The Department of Design and Construction, City and County of Honolulu, proposes to construct park improvements at Wai'ahole Beach Park located at Wai'ahole, District of Ko'olaupoko, City and County of Honolulu, State of Hawai'i. Wai'ahole Beach Park is bounded by Waikane Stream on the north, Wai'ahole Stream on the south, Kane'ohe Bay on the east, and Kamehameha Highway on the west. Ten unconsolidated lots comprise the 19.18 acre beach park.

The kinds of recreational facilities and their placement at Wai'ahole Beach are conditioned in part by the physical configuration of the land. The park is bordered by the ocean and two streams and is linear in form. It is narrow and elongated in the center and wide at the north and south ends. The southern end is deeper than other parts of the park.

Because of its greater depth and hence developable area, the southern portion is proposed for active recreation activities and support facilities. The remainder of the park is proposed for passive recreational activities principally open space and picnic areas.

An open field of approximately 5 acres is proposed at the southern end of the park to accommodate active recreation activities. An off-street parking area for approximately 50 vehicles is proposed near the middle of the park. A smaller parking area (for 20 vehicles) is planned to the north of the larger parking area and separated from it by an existing drainage way.

A comfort station is proposed near the main parking lot. Wastewater will be disposed through an individual wastewater system using septic tanks for holding solids and disposal fields for effluent disposal.

A continuous, accessible walkway is proposed to provide access to and along the shoreline, picnic/passive recreation areas, Wai'ahole Stream, and the multi-purpose field. Picnic areas and areas for passive recreation are proposed throughout the park.

The cost of the Master Plan improvements is estimated at \$7.601 million (\$2005) and will be funded by the City and County of Honolulu. Phase I construction will commence after all necessary permits and approvals are received. Implementation of the latter phases will be contingent on the availability of public funds and the priority assigned to the improvements.



DECEMBER 23, 2005

Michaels After-the-Fact Seawall at 68-683 Farrington Hwy (HRS 343 DEA)

District: Wai'alua
TMK: (1) 6-8-010:019
Applicant: Greg Michaels
 27515 Enterprise Cir. West, Temecula CA 92590
 Contact: Greg Michaels (951-693-1880)

Approving Agency: Department of Planning & Permitting
 650 S King St., 7th Flr., Honolulu, HI 96813
 Contact: Anthony Ching (527-5833)

Consultant: Analytical Planning Consultants, Inc.
 928 Nuuanu Ave., Ste. 502, Honolulu, HI 96817
 Contact: Don Clegg (536-5965)

Public Comment Deadline: January 23, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.

Permits Required: Shoreline Setback Variance, Zoning Adjustment, Building Permit

existing seawalls, some of which were built prior to the shoreline setback rules and regulations, and others which have gained after-the-fact approvals. The Mokule'ia coastline has a history of sand erosion.

The reinforced concrete and rock seawall forms the 61.23 feet long makai boundary of the property (shoreline) and connects with other existing seawalls on either side of the subject property. The 10,632 square foot lot has lost 2,741 square feet of land to erosion.

The project will require approvals for shoreline setback variance, zoning adjustment, zoning variance and building permit.



The applicant is seeking an after-the-fact approval to retain a 7-foot high seawall located makai of the existing single-family dwelling and within the shoreline setback area.

The project site is located at 68-683 Farrington Highway in Mokule'ia. It is situated across from Dillingham Airfield between Mokule'ia Beach Park and Makalena Beach Park. The makai side of Farrington Highway along this stretch of Mokule'ia is developed with single-family dwellings. There are a number of contiguous properties with



DECEMBER 23, 2005

Makaha Watershed Protection Project (HRS 343 DEA)

District: Wai'anae
TMK: (1) 8-4-2-001, 014
Proposing Agency: Honolulu Board of Water Supply
630 S Beretania St., Honolulu, HI 96843
Contact: Amy Tsuneyoshi (748-5936)

Determination Agency: Same as above.
Consultant:
Public Comment Deadline: January 23, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: CDUA/Board Permit

site is identified by portions of TMK Nos. 8-4-02:001 and 014, and covers approximately 100 acres located on Honolulu Board of Water Supply land.

The purpose of the fences is to protect native ecosystems and endangered species from the damaging effects of pigs and goats. Additionally, the exclusion fences are anticipated to have beneficial effects to the Makaha Valley watershed. The proposed project includes the construction of one large fence encompassing approximately 100 acres, and three small enclosures (less than 1 acre each) to protect populations of two endangered plant species. The fence construction is proposed to begin in the spring of 2006 and would take approximately three (3) months to clear the fence line and nine (9) months for fence installation, pending weather conditions, for a total of twelve (12) months to complete.

Construction activities are anticipated to be minimal and short term as the proposed project will not involve major earthmoving or heavy demolition work.

Honolulu Board of Water Supply (BWS), in cooperation with United States Army Garrison Hawai'i (Army) proposes to build feral ungulate exclusion fences in Makaha Valley. The project

Project Site



DECEMBER 23, 2005

Kawailoa Beach Park (HRS 343 FEA-FONSI)

District: Wai'alua
TMK: (1) 6-1-05:14, 19 (por.) & 6-1-08:17, 18, 25 (por.), 26 (por.)
Proposing Agency: C & C, Dept. of Design & Construction
 650 S King St., 9th Flr., Honolulu, HI 96813
 Contact: Gary Doi (527-6699)
Determination Agency: Same as above.
Consultant: Group 70 International, Inc.
 925 Bethel St., 5th Flr. Honolulu, HI 96813
 Contact: Jeffrey Overton, AICP (523-5866)
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: SMA, Building, Grading, NPDES

parking improvements, a comfort station and outdoor shower area, and a lifeguard tower and storage area. The park plan includes a restricted access nesting area for the Wedge-tailed Shearwater. Project components will be in compliance with the Americans with Disabilities Act of 1990 (ADA).

No significant impacts are anticipated from the construction or operation of the proposed improvements associated with the Kawailoa Beach Park. Construction-related traffic, air and noise impacts will be short-term in nature. The project will comply with government regulations during construction to mitigate potential impacts. A Finding of No Significant Impact (FONSI) is anticipated.



The Department of Design and Construction, City and County of Honolulu, proposes to construct improvements at Kawailoa Beach Park located at Chun's Reef on the North Shore, District of Wai'alua, City and County of Honolulu. New recreational facilities at Kawailoa Beach Park will provide beach-oriented recreation and support facilities for the community and visitors. The approximate 3.5-acre site is identified as Tax Map Key (1) 6-1-05:14 (por.) & (1) 6-1-08:17, 18, 25 (por.), 26 (por.). The project site is located within the City and County's Special Management Area (SMA), requiring an SMA permit.

The general elements of the proposed project involve planning for beach park amenities including, access and



DECEMBER 23, 2005

Peterson Lane & Pua Lane Sewer Rehabilitation (HRS 343 FEA-FONSI)

District: Honolulu
TMK: (1) 1-5-04, 05 & 06; 1-6-01; 1-7-29 & 31
Proposing Agency: C & C, Dept. of Design & Construction
650 S King St., 11th Flr., Honolulu, HI 96813
Contact: Clifford Kanda (523-4963)
Determination Agency: Same as above.
Consultant: Akinaka & Associates, Ltd.
3049 Ualena St., Ste. 500, Honolulu, HI 96819
Contact: Henry Morita (836-1900)
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: Noise, trenching, street usage, construction dewatering

The City and County of Honolulu, Department of Design and Construction propose to rehabilitate approximately 4,800 feet of sewer lines servicing a residential and commercial area of Palama in Honolulu, Island of O'ahu. The residential areas served by the sewer lines are along Lakimela, Peterson and Pua Lanes and the commercial area fronting North King Street.

The existing 8-inch to 12-inch diameter sewer resides under asphalt concrete roadways. Available construction plans of the sewer lines indicate the lines are aged (Pua Lane – 1927) and consists of terra-cotta (TCP) and vitrified (VCP) clay pipe.

The proposed sewer line rehabilitation project addresses structural and hydraulic deficiencies. A Design Alternative Report (August 2004) was completed in support of the proposed sewer improvements. The recommended alternative involves no action on a portion of the system (Lakimela Lane and a section on North King Street) and relocation of the remainder of the system by open cut trenching.

The proposed sewer rehabilitation will improve sewer maintainability by eliminating structural deficiencies (broken pipe, offset joints, pipeline sags, and manhole defects) and provide hydraulic capacities required for the present and future population.

The rehabilitation project design will be based on geotechnical engineering recommendations to minimize potential ground settlement and movement in relation to soil consolidation and dewatering.

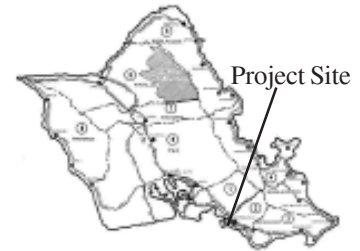


DECEMBER 23, 2005

Duke Kahanamoku Lagoon Restoration (HRS 343 FEA-FONSI)

District: Honolulu
TMK: (1) 2-3-037:027, 2-6-009:001, 2-6-008:034, 2-6-009:010, 2-6-009:002, and 2-3-037:012
Applicant: Hilton Hawaiian Village, LLC
 2005 Kalia Rd, Honolulu, HI 96815
 Contact: Gerhard Seibert (949-4321)
Approving Agency: Dept. of Land & Natural Resources, Office of Conservation & Coastal Lands
 1151 Punchbowl St., Rm. 131, Honolulu, HI 96813
 Contact: Samuel Lemmo (587-0381)
Consultant: Planning Solutions, Inc.
 210 Ward Ave., Ste. 330, Honolulu, HI 96814
 Contact: Perry White (550-4483)
Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).
Permits Required: SMP, CDUP, NPDES Construction, DA Permit, Right-of-Way Entry, CZM Det, WQC, Noise Control, Grading, NPDES Discharge, Building, Well Development.

This EA covers the lagoon-related activities that Hilton Hotels Corporation is proposing in order to fulfill the conditions of its SMP and PD-R approvals for the Waikikian Tower. Specifically, HHC is proposing to improve water quality in the lagoon by increasing the water turnover rate, reducing its volume, switching its source from ocean water to saline groundwater, and re-routing stormwater runoff away from the lagoon. It has also developed plans for extending the Waikīkī Promenade around the lagoon, adding landscaping, and installing public amenities (e.g., drinking fountains, benches) in accordance with the PD-R design program requirements. These actions will require HHV to obtain another major SMP and a Conservation District Use Permit, which the EA supports. The measures that HHV will take in order to reduce or avoid adverse environmental impacts are described in detail in the EA.



The Hilton Hotels Corporation (HHC) has obtained a Special Management Area Use Permit (SMP) and Planned Development-Resort (PD-R) approval for construction of the new Waikikian Tower and associated facilities and landscaping on its Hilton Hawaiian Village (HHV) property in Waikīkī. Among other things, the SMP (File No. 2002/SDD-33) requires HHC to attain and maintain the water quality of the adjacent Duke Kahanamoku Lagoon at acceptable levels as specified by the State Department of Health. The PD-R (City Council Resolution No. 02-226, CD 1, FD 1) establishes requirements for recreational and public facilities around the lagoon that HHC must fulfill during the redevelopment of the property.



DECEMBER 23, 2005

Mililani Wastewater Preliminary Treatment Facility Modifications (HRS 343 FEA-FONSI)

District: Mililani
TMK: (1)9-4-05:10
Proposing Agency: C & C, Dept. of Design & Construction
650 S King St., 11th Flr., Honolulu, HI 96813
Contact: Carl Arakaki (523-4671)

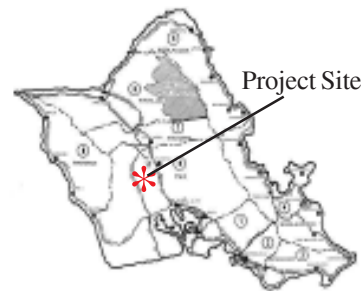
Determination Agency: Same as above.
Consultant: Hawaii Pacific Engineers, Inc.
1132 Bishop St., Ste. 1003, Honolulu, HI 96813-2830
Contact: Roy Abe (522-7425)

Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: Building, Grading, Special Use, NPDES General Permit, Noise

The construction will be confined to the existing Mililani WWPTF site that has been previously graded and was formerly used for agriculture. There will be some short-term construction impacts such as truck traffic to and from the site, construction equipment noise, and dust. Increases in noise and odors associated with the operation of the upgraded headwork's facilities and flow equalization basin, if any, will be negligible.

The construction cost for this project is estimated to be approximately \$3.8 million. The construction work is expected to last 18 to 24 months. Construction is not expected to begin until 2007.



The City and County of Honolulu proposes to construct modifications at its existing Mililani Wastewater Preliminary Treatment Facility (WWPTF) located on Makapipipi Street in Mililani. The modifications are required to improve the performance of the preliminary treatment facilities and provide additional flow handling capacity.

Proposed modifications to the headwork's facilities include two new grinder units, refurbishing an aerated grit removal chamber, and new grit chamber aeration blowers. In addition to increasing capacity, the headwork's upgrade will improve the performance of the headwork's to minimize maintenance requirements and potential clogging of downstream sewer lines crossing Waikele Gulch.

A new 1.7 million gallon flow equalization basin consisting of a lined earthen basin approximately 260 feet long by 160 feet wide by 12 feet deep is proposed. The flow equalization basin will be used to temporarily store and dampen high wet-weather wastewater flows caused by rainwater entering the sewer system.



DECEMBER 23, 2005

Kahului Commerical Harbor 2025 Master Plan (HRS 343 FEA-FONSI)

Previously published on August 8, 2004 as Kahului Commerical Harbor Improvements

District: Wailuku
TMK: (2) 3-7-01:21-22; 3-7-10:2, 3, 6, 13, 15, 21, 22, 24, 26-28, 30, 32, & 34; and 3-4-08:2-4 & 6

Proposing Agency: Dept. Transportation Harbors Division
 79 S Nimitz Highway, Honolulu, HI 96813
 Contact: Iris Thompson (587-1885)

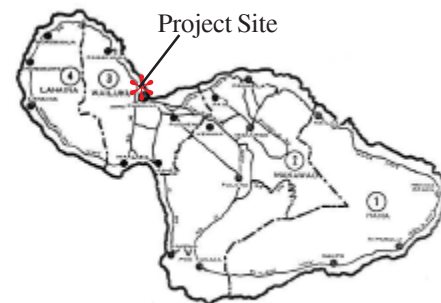
Determination Agency: Same as above.

Consultant: Edward K. Noda & Associates, Inc.
 615 Pi'ikoi St., Ste. 300, Honolulu, HI 96814
 Contact: Brian Ishii (591-8553)

Status: Final environmental assessment (FEA) and Finding of No Significant Impact (FONSI).

Permits Required: Clean Water Act 401 & 404; NPDES-Notice of Intent

- Construct a waterline from Ala Luina Street to the end of Pier 1.
- The expansion of Pier 3 (including dredging between Piers 1 and 2).
- A new Pier 4, which is located between Piers 3 and 1.
- The improvement of the "Pu'unene Yard" with structural pavement, a new access bridge and utilities.



The Department of Transportation, Harbors Division is pursuing the implementation of the short-term projects recommended by the Kahului Commercial Harbor 2025 Master Plan. The recommendations in the 2025 Master Plan are to ensure the efficient, safe, accessible and economical operations of Kahului Commercial Harbor for existing and future demands.

At this point in time, the Department of Transportation, Harbors Division would like to undertake those improvements which will be necessary within the next ten (10) years. The following improvements are included in the proposed project:

- The construction of a 500-foot extension to Pier 1 (Pier 1D) with catwalks and mooring dolphins.
- The renovation and replacement of the Pier 1 comfort stations and sewer line. The new sewer line will replace the existing cesspools at Pier 1.



Hawai'i Notices

DECEMBER 23, 2005

South Hilo Sanitary Landfill Phase I Expansion (HRS 343 DEA)

District: South Hilo
TMK: (3) 2-1-013:142; 152; 156 & 162
Proposing Agency: Hawai'i County, Department of Environmental Management
25 Aupuni St., Rm. 210, Hilo, HI 96720
Contact: Barbara Bell (961-8083)

Determination Agency: Same as above.
Consultant: Geometrician Associates
HC2, Box 9575, Kea'au, HI 96749
Contact: Ron Terry (982-5831)

Public Comment Deadline: January 23, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: Waste Management Permit

The County of Hawai'i (County) is proposing to modify the slope profile of the South Hilo Sanitary Landfill (SHSL) to increase its overall capacity. The SHSL is the only permitted

municipal solid waste (MSW) landfill in East Hawai'i and the County estimates that the SHSL will reach its currently permitted maximum capacity in 2006. The proposed project would steepen the perimeter slopes of the landfill, requiring a new final grading plan and a new State of Hawai'i Department of Health Solid Waste Management Permit. The SHSL's currently permitted maximum height and landfill footprint would not be increased as part of the Phase I Expansion. Normal daily operations at the landfill would not be affected, and the County does not propose to accept non-MSW or additional MSW beyond those quantities previously projected. This project would obviate the short-term need for municipal, commercial and residential transport of MSW to the West Hawai'i Sanitary Landfill at Pu'u'anahulu in North Kona. No additional impacts to groundwater or surface water, air quality, noise, or odors would occur. The profile of the landfill would change almost imperceptibly and there would be negligible visual impact. Preliminary estimates indicate that the proposed Phase I Expansion could extend operation of the SHSL for an additional two to four years. It is anticipated that this additional capacity will provide the necessary time for the County to work toward other solid waste management solutions, including some combination of a vertical landfill expansion (Phase II), acquisition of a waste reduction technology facility, and increased strategies for waste reduction, recycling and re-use of certain MSW materials.



DECEMBER 23, 2005

WHARF Artificial Reef Installation, Kailua-Kona (HRS 343 DEA)

District: North Kona
TMK: N/A
Applicant: West Hawai'i Artificial Reef Foundation (WHARF), 75-5608 Hienaloli-Kahului 29, Kailua-Kona, HI 96740
 Contact: Rick Decker (325-2000)

Approving Agency: Dept. of Land & Natural Resources-OCCL
 PO Box 621, Honolulu, HI 96809
 Contact: Samuel Lemmo (587-0381)

Consultant: None

Public Comment

Deadline: January 23, 2006

Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the applicant with copies to the approving agency, consultant and OEQC.

Permits Required: ACOE Section 404; CDUA; DOH Section 401 Water Quality; Coastal Zone Management

sible adverse impacts include conflicts between site users, unforeseen introduction of pollutants into the water during deployment, damage to the sea floor during deployment, vessel movement during storms, and increased susceptibility of fish to be caught. Mitigation measures include thorough vessel cleaning, preparation and inspection prior to deployment; careful site selection in sand substrate at least 200 feet away from sensitive coral areas; tightly controlled vessel sinking in the designated location; possible use of ballast to prevent the vessel from moving; use of conservative design waves in the anchoring analysis that will prevent movement of the vessel even during severe storms and hurricanes; mooring buoys (eight) attached to the vessel to make diver descent and ascent easier; and a multi-year biological monitoring program to evaluate impacts.



WHARF will be creating an artificial reef (sunken ship) approximately ½ mile offshore of Pa'ao'ao Bay, approximately 2 1/2 miles south of Ke'auhou Bay, and one mile north of Pu'u Ohai (Red Hill) and the Hokulia subdivision on the Big Island of Hawai'i. The State will be taking ownership and providing management once the project is complete.

The project will reduce pressure on the natural reef by moving scuba diving activity to the artificial reef; provide an enhanced habitat for fish and other marine life; provide a unique academic platform for academic and research organizations to study marine life; and create a new location for fishing.

Adverse impacts may include a small loss to sand habitat, and temporary disruption of boating traffic during vessel deployment as well as increased turbidity of the surrounding water during deployment. Pos-



Hawai'i Notices

DECEMBER 23, 2005

Ahu'aloa Production Well & Reservoir (HRS 343 DEA)

District: Hamakua
TMK: (3)4-6-011:042
Proposing Agency: County of Hawai'i, Dept. of Water Supply
345 Kekuana'oa St., Ste. 20, Hilo, HI 96720
Contact: Milton Pavao (961-8050)

Determination Agency: Same as above.
Consultant: Planning Solutions, Inc.
210 Ward Ave., Ste. 330, Honolulu, HI 96814
Contact: Melissa White (550-4538)

Public Comment
Deadline: January 23, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: Plan Approval, NPDES Construction, Building Permit, Pump Installation Permit, Well Certification for Drinking Water

of the community of Honoka'a. The Ahu'aloa Production Well and Reservoir DEA was prepared under the legal authority of Hawai'i Revised Statutes, Chapter 343. The project may also be funded through the State of Hawai'i's Drinking Water State Revolving Fund (DWSRF) program, which constitutes a federal action and requires the project to meet all the Hawai'i DWSRF program requirements as well as NEPA requirements.

A single-story, 877 square-foot control building is planned to house the motor control center, chlorination system, toilet-pump room, and other electrical equipment needed to start and stop the well pump. Water would be stored in a new 1.0 MG reinforced concrete storage tank. Water from the well would replace the present surface water source (Kohakohau Stream) serving the Ahu'aloa/Hamakua area and would supplement the potable water supply for the Honoka'a area.

DWS has concluded that construction and operation of the well and associated facilities would not have substantial adverse impacts on the environment. It proposes to mitigate short-term construction impacts by requiring the selected contractor to incorporate mitigation measures in its work program. Consequently, it anticipates a Finding of No Significant Impact (FONSI) for the project. DWS will accept comments on the DEA until January 23, 2006

The County of Hawai'i Department of Water Supply (DWS) is proposing to drill, test, and, if successful, complete a new municipal water supply well on a site approximately 4 miles *mauka*



DECEMBER 23, 2005

Sea Mountain at Punaluu (HRS 343 FEA-EISPN)

District: Ka'u
TMK: (3) 9-5-19:11, 15, 24, 26, 30, 31, 33, 35; 9-6-01:01-03, 06, 11-13; 9-6-02:08, 37, 38, 41, 53
Applicant: Sea Mountain Five, LLC, 433 North Camden Ave., Ste. 1070, Beverly Hills, CA 90210
 Contact: Pat Blew (410-991-6326)
Accepting Authority: Hawai'i County, Planning Department
 Aupuni Center, 101 Pau'ahi St., Ste. 3, Hilo, HI 96720
 Contact: Chris Yuen (961-8288)
Consultant: Group 70 International, Inc.
 925 Bethel St., 5th Flr., Honolulu, HI 96813
 Contact: George Atta (523-5866)
Status: Final environmental assessment (FEA) and Environmental Impact Statement Preparation Notice (EISPN), pending 30-day public comment and requests to become a consulted party in the preparation of the upcoming draft environmental impact statement (DEIS). Address public comments on the FEA and/or requests to become a consulted party to the applicant with copies to the accepting authority, consultant and OEQC.

Public Comment

Deadline: January 23, 2006

Permits

Required: SMA, SSV, Rezoning, Subdivision, DOH Wastewater Permits, Grading and Building Permits, NPDES

Sea Mountain Five, LLC is preparing a Draft Environmental Impact Statement in accordance with Chapter 343 HRS to evaluate development of the Sea Mountain project, a 433 acre partially developed property in Punaluu'u, in the Ka'u district on the Island of Hawai'i. Proposed development on the site includes residential units, a world class resort/hotel, a championship 18-hole golf course, cultural/marine center, light commercial uses, upgraded wastewater treatment facility, water reservoir and other supporting infrastructure.

The proposed improvements to property are to be implemented in phases upon obtaining necessary permits and approvals, which includes a Special Management Area Use Permit.



Kaua'i Notices

DECEMBER 23, 2005

Ha'ena County Beach Park Improvements (HRS 343 DEA)

District: Hanalei
TMK: (4) 5-9-05:19
Proposing Agency: County of Kaua'i, Department of Public Works
4444 Rice St., Ste. 275, Lihue, HI 96766
Contact: Mel Nishihara (241-6649)

Determination Agency: Same as above.
Consultant: NKN Project Planning
4849 I'iwi Road, Kapa'a, HI 96766
Contact: Nadine Nakamura (822-0388)

Public Comment Deadline: January 23, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.

Permits Required: SMA, CDUA, Building

The Applicant County of Kaua'i, Department of Public Works, Division of Parks and Recreation, proposes various improvements to the Ha'ena County Beach Park and will seek a Special Management Area Permit from the County of Kaua'i,

Planning Commission, and a Conservation District Use Permit from the State of Hawai'i, Board of Land and Natural Resources.

The property consists of approximately 5.5 acres. The project is located in the district of Halele'a, Ha'ena, Kaua'i on Kuhio Highway (TMK (4) 5-9-05:19).

The County of Kaua'i is proposing improvements to the existing facilities, and to bring the Park into compliance with the American with Disabilities Act (ADA) requirements including:

- Construction of a new ADA compliant comfort station, and demolition of existing comfort station
- Construction of a new ADA compliant pathways to pavilion, shower and parking stalls
- Construction of a new ADA compliant parking stalls
- Parking area drainage and surface treatment improvements.

The project is estimated to cost \$500,000. Construction is expected to take place in 2007.

Project Site



DECEMBER 23, 2005

Kapa'a Fire Station(HRS 343 DEA)

District: Kawaihau
TMK: (4) 4-6-14:26
Proposing Agency: County of Kaua'i, Public Works Department
 4444 Rice St., Lihue, HI 96766
 Contact: Douglas Haigh (241-6650)
Determination Agency: Same as above.
Consultant: Belt Collins Hawai'i, Ltd.
 2153 S King St., Ste. 200, Honolulu, HI 96819
 Contact: Glen Koyama (521-5361)
Public Comment Deadline: January 23, 2006
Status: Draft environmental assessment (DEA) notice pending 30-day public comment. Address comments to the proposing agency with copies to the consultant and OEQC.
Permits Required: Use Permit and SMA Use Permit; NPDES Permit may be required

firefighters would operate the station on a rotational shift with 3 to 5 firefighters manning the station at any one time.

The proposed building will be constructed of concrete masonry units with a stucco-like exterior finish and asphalt shingle roofing. The architectural style will be similar to the fire station in Koloa, Kaua'i.

The new station, preliminarily, will require a Use Permit and Special Management Area Use Permit from the County of Kaua'i. It may require an NPDES permit.

The estimated cost of construction is approximately \$5.0 million, exclusive of planning, permitting, and design work. County funds are expected to be used to finance the project.

Construction could begin in 2006 once all government permits and approvals are secured. Construction is projected to take approximately 12 months to complete.

The County of Kaua'i, Public Works Department, is proposing to construct a new fire station in northern Kapa'a to supplement and improve existing services for the Kapa'a district. The new station would add to services currently provided by the Waipouli Station. The need for the new station is to support the higher volume of calls arising from the overall growth of population in the district and residents locating to the outlying areas.

The new station will be a full-service facility consisting of an engine and rescue company capable of handling structure fires, wild land fires, emergency medical calls, and rescue calls.

The new station will have pumper trucks, wildland tank trucks, and emergency medical/rescue truck. A staff of 15



Kaua'i Notices

DECEMBER 23, 2005

Anahola Project Faith Mixed Use Development (HRS 343 FEA-EISPN)

District: Kawaihau
TMK: Total 20 acres portions of (4) 4-7-04:002
Applicant: Anahola Homesteaders Council
 PO Box 51, Anahola, HI 96708
 Contact: James K. Torio (822-7045)

Permits Required: NPDES, Grading, Building, Highway Connection

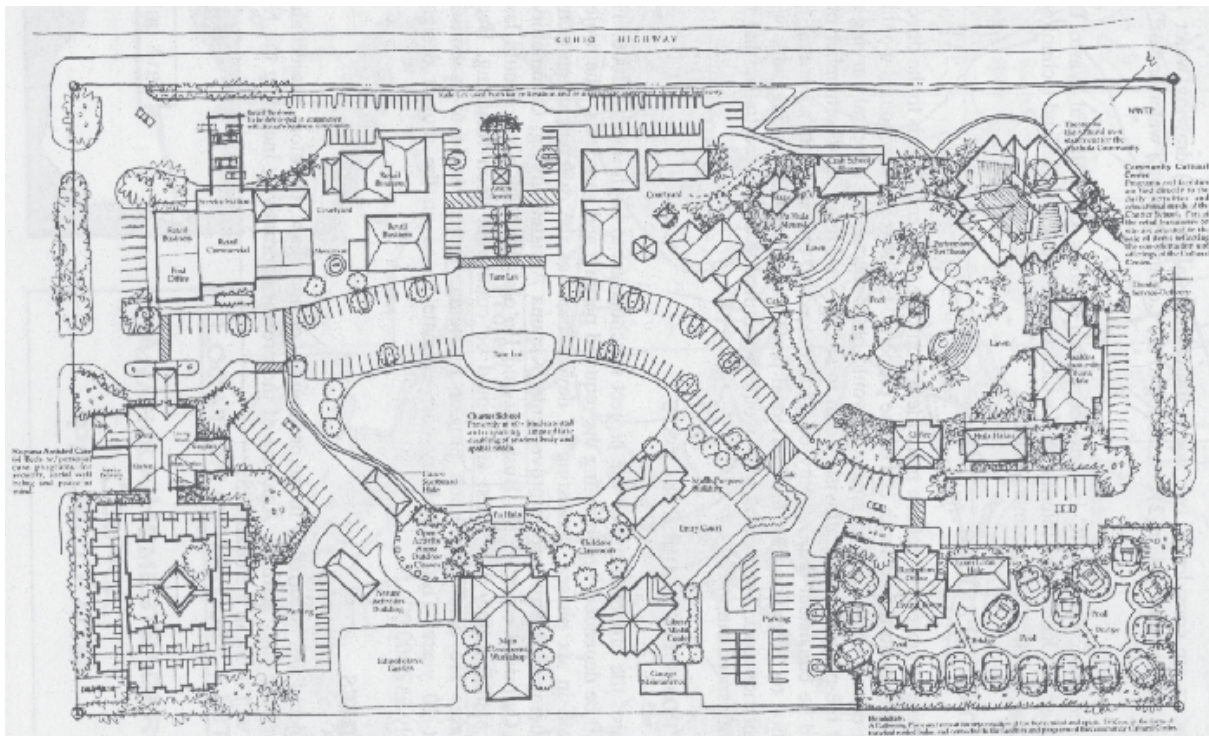
Accepting Authority: Hawaiian Homes Commission, DHHL
 1099 Alakea St., Ste. 2000, Honolulu, HI 96813
 Contact: Noel Akamu (587-6432)

Consultant: Haleamau
 4944-4 Kilauea Ave., Honolulu, HI 96816
 Contact: Mamie Lawrence Gallagher (737-5409)

Status: Final environmental assessment (FEA) and Environmental Impact Statement Preparation Notice (EISPN), pending 30-day public comment and requests to become a consulted party in the preparation of the upcoming draft environmental impact statement (DEIS). Address public comments on the FEA and/or requests to become a consulted party to the applicant with copies to the accepting authority, consultant and OEQC.

Public Comment Deadline: January 23, 2006

The Anahola Homesteaders Council (AHC) proposes to construct the Anahola Project Faith, which would consist of 20 acres of mixed community and commercial development, intended to serve as a rural country community center serving local residents, businesses, and visitors. The 20-acre parcel is held in trust for Native Hawaiians by the State of Hawai'i Department of Hawaiian Home Lands (DHHL) and is licensed to the project applicant via a 25-year license agreement.



Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies in Chapter 205A, Hawai'i Revised Statutes. This public notice is being provided in accordance with section 306(d) (14) of the National Coastal Zone Management Act of 1972, as amended. For general information about CZM federal consistency please call John Nakagawa with the Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lana'i & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review and can be mailed to: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, Hawai'i 96804 or, fax comments to the Hawai'i CZM Program at 587-2899.

West Hawai'i Artificial Reef Installation, Kailua-Kona, Hawai'i

Applicant: West Hawai'i Artificial Reef Foundation
Contact: Paul Robinson, (808) 331-8939
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers
Location: ½-mile offshore of Pa'ao'ao Bay, 2-1/2 miles south of Ke'auhou Bay, and 1 mile north of Pu'u Ohai and the Hokulia subdivision, Hawai'i Island

CZM Contact: John Nakagawa, 587-2878

Proposed Action: Create an artificial reef by placing a sunken ship on the ocean bottom. The project is intended to reduce pressure on the natural reef by moving scuba diving activity to the artificial reef, provide an enhanced habitat for fish and other marine life, provide a site for academic and research organizations, and create a new location for fishing. This project is de-

signed to help the State establish an artificial reef on the Big Island as the State Department of Land and Natural Resources will be taking ownership and providing management once the project is complete.

Comments Due: January 6, 2006



Special Management Area (SMA) Minor Permits

Pursuant to Hawai'i Revised Statute (HRS) 205A-30, the following is a list of SMA Minor permits that have been approved or are pending by the respective county/state agency. For more information about any of the listed permits, please contact the appropriate county/state Planning Department. City & County of Honolulu (523-4131); Hawai'i County (961-8288); Kaua'i County (241-6677); Maui County (270-7735); Kaka'ako Special Design District (587-2878).

SPECIAL MANAGEMENT AREA (SMA) MINOR PERMITS		
Location (TMK)	Description (File No.)	Applicant/Agent
O'ahu: Ko Olina (1-9-57-13)	Install telecommunication antennas & accessory equipment (2005/SMA-85)	Coral Wireless, LLC / Wireless Facilities, Inc.
Kaua'i: Kilau'ea (5-2-5-36)	Driveway extension (SMA(M) 2006-19)	Secret Beach Properties, LLC
Maui: Hana (1-3-2-2)	Subdivision into 6 or 7 lots (SM2 20050140)	Arakaki, Wayne
Maui: Haiku	Drill well (SM2 20050162)	Cockett, Michelle
Maui: Lahaina (4-6-1-9)	Holiday event (SM2 20050163)	Lahaina Town Action Committee
Maui: Pa'ia (3-8-1-8)	Install utility pole (SM2 20050164)	Shinyama, Neal
Maui: Kahului (3-7-11-5)	Install concrete pedestals (SM2 20050165)	The Gas Company, Ltd.

Coastal Zone News

DECEMBER 23, 2005

Special Management Area Documents (Chapter 25, Revised Ordinances of Honolulu)

Since SMA-only (Chapter 25, ROH) documents do not trigger the EIS law as articulated in Chapter 343, Hawaii Revised Statutes, effective September 1, 2001 OEQC will no longer review these documents for completeness or adequacy. However, OEQC will continue to provide notice of these projects as a public service. Questions regarding the adequacy, completeness and availability of these documents should be addressed directly to the county contact listed below.

North Shore Villas

Applicant: Roberto A Paranhos Lopes

Location: Wai'alua

TMK: (1) 6-8-11:50

Proposed Action: Involves the construction of four (4) single-family dwellings on a vacant lot located at 68-105 Au Street in Wai'alua, O'ahu. A wastewater treatment plant and soil absorption system

will be installed on-site to serve the four dwellings. The 10,567 square-foot property is zoned A-1 Low Density Apartment District and is located in the Special Management Area. The proposed project requires approval of a special management area use permit and building permits.

Contact: May Hung (623-5336)

Pollution Control Permit Applications

Department of Health Permits

The following three pages contain a list of some pollution control permits currently before the State Department of Health. For more information about any of the listed permits, please contact the appropriate branch or office of the Environmental Management Division at 919 Ala Moana Boulevard, Honolulu. Abbreviations are as follows: **CAB** - Clean Air Branch; **CD** - comments due; **CSP** - Covered Source Permit; **CWB** - Clean Water Branch; **I** - issued; **SHWB** - Solid and Hazardous Waste Branch; **SDWB** - Safe Drinking Water Branch; **N** - none; **NPDES** - National Pollutant Discharge Elimination System under the Federal Clean Water Act; **R** - received; **T** - temporary; **UIC** - Underground Injection Control; **NA** - not applicable.

Clean Air Branch

Br Permit Type	Applicant & Permit Number	Project Location	Pertinent Date	Proposed Use
CAB, 586-4200, T-CSP	E.M. Rivera and Sons, Inc. CSP 0603-01-CT	Initial Location: Honokohau, Island of Hawai'i	Comments Due: 1/6/06	505 TPH Rock Crushing Plant with a 300 HP Diesel Engine
CAB, 586-4200, T-CSP	Isemoto Contracting Company, Ltd. CSP 0581-01-CT	Initial Location: Vicinity of Waikoloa Road, Waikoloa, Island of Hawai'i	Comments Due: 1/6/06	640 TPH Jaw Crusher with a 300 HP Diesel Engine
CAB, 586-4200, T-NCSP	Goodfellow Brothers, Inc. NSP 0584-01-NT	Initial Location: (1) Waikoloa, Hawai'i (2) Wailea, Maui (3) 'Ewa, O'ahu	Issued: 12/1/05	Three (3) 420 TPH Mobile Screens
CAB, 586-4200, CSP	U.S. Navy, Navy Region Hawai'i CSP 0105e-01-C (Renewal)	PWC PHNC, Pearl Harbor, O'ahu	Issued: 12/7/05	Two (2) 12.6 MMBtu/hr Portable Boilers, Five (5) 2 MW Combustion Turbines, Industrial Waste Treatment Complex, and Treatment Storage and Disposal Facility
CAB, 586-4200, CSP	Aloha Petroleum, Ltd. CSP 0220-01-C (Significant Modification)	Barbers Point Sales Terminal, Campbell Industrial Park, O'ahu	Comments Due: 1/18/06	Ten (10) Petroleum Storage Tanks and Tank Truck Loading Rack
CAB, 586-4200, CSP	Honolulu Resource Recovery Venture or Honolulu Program of Waste Energy Recovery CSP 0255-01-C (Renewal)	91-174 Hanua Street, Kapolei, O'ahu	Comments Due: 1/18/06	Two (2) Municipal Waste Combustors



Pollution Control Permit Applications

DECEMBER 23, 2005

Safe Drinking Water Branch



Br & Permit Type	Applicant & Permit No.	Project Location	Pertinent Dates	Proposed Use
SDWB, 586-4258, UIC Permit	Hotel Honoka'a Club, Inc. UH-1220	Hotel Honoka'a Club, Inc.; 45-3480 Mamane St., Honoka'a, Hamakua, HI	n/a	Renew permit for 1 injection-well cesspool.
SDWB, 586-4258, UIC Permit	Manago Hotel, Inc. UH-1381	Manago Hotel; 82-6151 Mamalahoa Hwy., Captain Cook, HI	n/a	Renew permit for 4 injection well cesspools.
SDWB, 586-4258, UIC Permit	Hilolani Enterprises, LLC UH-2406	Hilolani Subdivision; (3)2-2-44:41 Kaha'oepa St., Wai'akea, S. Hilo, HI	n/a	Construct 10 injection wells for surface drainage.
SDWB, 586-4258, UIC Permit	Ulupono Center, LLC UH-2413	Ulupono Center, LLC; Kea'au Bypass Road, Milo St., Shipman Rd., Kea'au, HI	n/a	Construct 6 injection wells for surface drainage.
SDWB, 586-4258, UIC Permit	Dept of Public Works County of Hawai'i UH-2393	Palani Road; (3)7-4-8:various; Kamaka'eha Ave., & Ka'ahumanu Hwy.; HI	n/a	Construct 3 injection wells for surface drainage.
SDWB, 586-4258, UIC Permit	Atsugi Planned Management UH-2411	Kohala Trade Center; (3)5-5-9:76 Hawi-Niuli'i Road, HI	n/a	Abandon 2 unregistered injection well cesspools.
SDWB, 586-4258, UIC Permit	MacFarms of Hawai'i, LLC UH-2080	MacFarms of Hawai'i; 89-406 Mamalahoa Highway, Capt. Cook, S. Kona, HI	n/a	Abandon 1 expired injection well cesspool.
SDWB, 586-4258, UIC Permit	Kula Hospital State of Hawai'i UM-2198	Kula Hospital; (2)2-2-4:34; 100 Keokea Place, Kula, Makawao, HI	n/a	Renew permit for 3 injection-well cesspools.
SDWB, 586-4258, UIC Permit	National Park Service UM-2407	Kalaupapa National Historic Park; Kalaupapa, Moloka'i, HI	n/a	Register 21 injection well-cesspools.
SDWB, 586-4258, UIC Permit	National Park Service UM-2408	Kalaupapa National Historic Park; Kalaupapa, Moloka'i, HI	n/a	Abandon & authorize 8 unregistered injection-well cesspools.
SDWB, 586-4258, UIC Permit	Maui Electric Company, Ltd. UM-2412	Ma'ala'ea Generating Station, MECO; 1000 N. Kihei Rd., Kihei, HI	n/a	Abandon 1 unregistered injection well for floor drain.
SDWB, 586-4258, UIC Permit	Dept. of Parks & Recreation UM-2410	Hana Community Center Kitchen; 5091 Uakea, Maui, HI	n/a	Abandon 1 unregistered injection well cesspool.
SDWB, 586-4258, UIC Permit	MacSteel Service Centers, USA UO-1798	MacSteel Service Centers, USA; 91-104 Kalaeloa Blvd., CIP, Kapolei, HI	n/a	Abandon 1 registered injection well for industrial wastewater.
SDWB, 586-4258, UIC Permit	Dept. of Parks & Recreation City and County of Honolulu UO-2409	Lualau'alei Beach Park; 86-221 Farrington Hwy., Wai'anae, HI	n/a	Abandon 2 unregistered injection well cesspools.
SDWB, 586-4258, UIC Permit	Department of Public Works County of Kaua'i UK-2405	Waimea WWTP ; (4)1-2-6:37; 9281 Kaumu'ali'i Highway, Waimea, HI	n/a	Construct 1 backup injection well for sewage disposal.
SDWB, 586-4258, UIC Permit	Trex Hawai'i, LLC UK-2140	Trex Hawai'i, LLC; 3038 Aukele St., Lihue, HI	n/a	Renew permit for 1 injection well for industrial wastewater.



Shoreline Notices

DECEMBER 23, 2005

Shoreline Certifications and Rejections

Pursuant to §§13-222-26, HAR the following shorelines have been proposed for certification or rejection by the DLNR. Any person or agency wishing to appeal a proposed shoreline certification or rejection shall file a notice of appeal in writing with the department no later than 20 calendar days from the date of the public notice of the proposed shoreline certification or rejection. The Notice of appeal shall be sent to the Board of Land and Natural Resources, 1151 Punchbowl Street, Room 220, Honolulu, Hawai'i 96813.

File No.	Proposed	Location	Applicant/Owner	TMK
HA-302	Proposed Shoreline Certification	Land Court Application 1729 (Map 1), land situated at Kahului 2 nd , North Kona, Hawai'i Address: 75-6002 Ali'i Drive #1101 Purpose: Build 2 Story Lana'i	Wes Thomas Associates/ Henry and Marjorie Christmann	7-5-19: 03
OA-297-4	Proposed Shoreline Certification	Lot A, Portion of Section A of the Wai'alae Beach Lots, land situated at Wai'alae-Nui, Honolulu, Island of O'ahu, Hawai'i Address: 4773-B Kahala Avenue Purpose: Building Permit	Walter P. Thompson Survey and Mapping, Inc./ Kathryn and Edward Weldon	3-5-6: 06
OA-983-2	Proposed Shoreline Certification	Lot 5-A-1 Land Commission Award 7713, Apana 33, land situated at Kawailoa, Wai'alua, Island of O'ahu, Hawai'i Address: 61-279 Kamehameha Highway Purpose: Determine Setback	Austin, Tsutsumi & Associates, Inc./Akira Satake	6-1-12: 06

Conservation District Notices

Conservations District Use Permit

Persons interested in commenting on the following Conservation District Use Application (Department Permit) must submit comments to the Department of Land and Natural Resources. Also, anyone interested in receiving notification of determination on Conservation District Use Applications (Department Permits) must submit requests to DLNR that include the following information:

1. Name and address of the requestor.
2. The permit for which the requestor would like to receive notice, notice of determination; and
3. The date the notice was initially published in the Environmental Notice.

Both comments and requests for notification of determinations must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice. Please send comments and requests to:

State of Hawai'i, Department of Land and Natural Resources
Office of Conservation and Coastal Lands
1151 Punchbowl Street, Room 131, Honolulu, Hawai'i 96813

While DLNR will make every effort to notify those interested in the subject CDUA, it is not obligated to notify any person not strictly complying with the above requirements. For more information please contact Kimberly Mills at 587-0382.

Evers After-the-Fact Improvements to Accessory Structure

File No.: CDUA OA-3282
Applicant: L. Jean Evers
Location: Tantalus, O'ahu
TMK: (1) 2-5-012:008
Proposed Action: Interior renovations of an existing recreational cabin addition.

343, HRS

Determination: Exempt
Contact: Tom Eisen (392-8559)



Conservation District Notices

DECEMBER 23, 2005

Correction Queen Ka'ahumanu Hwy Widening Project, Phase I

File No.: HA-3267
Applicant: State Department of Transportation, Highways Division
Location: Henry Street to Ke'alakehe Parkway, Hawai'i
TMK: (3) 7-4-20 parcel 22
Proposed Action: Street widening improvements
343, HRS
Determination: Final Environmental Assessment was published in OEQC's July 23, 1996 Environmental Notice
Contact: Neal Fukumoto, P.E. (536-4495)

The TMK referenced is incorrect. Applicant wishes to clarify that the subject CDUA will affect only land within the State Highways Division right-of-way. T.M.K. (3) 7-4-20 parcel 22, referenced in the Notice, is an abutting parcel but will not be

physically affected by the work for which the CDUA is made. All work will be performed within the highway right-of-way shown on TMK (3) 7-4-20.

Civil Defense Disaster Warning & Communication Device

File No.: CDUA KA-3281
Applicant: State of Hawai'i
Location: Ha'ena, Kaua'i
TMK: (4) 5-9-005:019
Proposed Action: Installation of a 24-inch diameter timber pole with siren controller box, battery cabinet, radio antenna, grounding rod, Omni-directional Civil Defense warning siren, and solar powered array, with a 4-foot diameter concrete foundation.
343, HRS
Determination: Exempt
Contact: John Sakaguchi (946-2277)

Environmental Tip

Dredging

Over time, sand and mud and silt (sometimes anthropogenic in nature) obscure a shipping channel. Dredging is a process that creates new shipping channels or deepens existing channels. By dredging, these channels can be navigated by ships. In most major ports, dredging is used build new water channels or to maintain existing water channels to the ports. Dredging is carried out by using special ships and equipment. Dredging activities are generally regulated by the U.S. Army Corps of Engineers under the Section 404 of the Clean Water Act. By disturbing the sediment during dredging, water quality in and around the dredging site is affected (contaminant mobilization). Contaminated sediment can undergo physico-chemical leaching that can result in transfer to organisms in the food web and bioaccumulative effects. Short-term impacts may include "blooms" of certain dinoflagellates that can result in *ciguatera* poisoning due to bioaccumulation and transfer in the hierarchy of the food web. Some long term effects of dredging may include loss of reef, and alteration of habitat structure and possible habitat fragmentation. Here in the State of Hawai'i, submerged lands are considered conservation lands and generally subject to rules governing the use of conservation districts. An important impact related to dredging is potential exposure to contaminated sediment (dredging spoils). Disposal of such spoils is generally done at a designated off-shore site.

How To Recycle Your Christmas Tree

Place it at the curb for pickup on your regular twice-per-month yard waste collection day; drop them off at any of the City's Refuse and Recycling Convenience Centers seven days a week or at the composting facilities. Please be aware that the State has discontinued the special tree cycling sites at parks and other locations around the island. Do not bring your tree to these sites. Use curbside collection or look for the list of City drop-off sites. Condos and commercial buildings can arrange to haul trees directly to composting facilities - there will be no charge for Christmas trees, courtesy of the City.

You can drop off your Christmas tree for chipping and composting at the City's Convenience Centers for Refuse & Recycling. All ornaments and tinsel must be removed, and no flocked trees. For more information call 692-5410 or email the City office: info@opala.org.

Federal Notices

DECEMBER 23, 2005

Spinner Dolphins



The National Marine Fisheries Service (NMFS) is considering whether to propose regulations to protect wild spinner dolphins (*Stenella longirostris*) in the main Hawaiian Islands from “take,” as defined in the Marine Mammal Protection Act (MMPA) and its implementing regulations, or to otherwise adversely affect the dolphins. Comments must be received no later than January 11, 2006. You may submit comments by any of the following methods: Electronic mail: 0648-AU02.NOAA@noaa.gov. Include in the subject line the following document identifier: 0648-AU02-NOA. Mail: Marine Mammal Branch Chief, Protected Resources Division, Pacific Islands Regional Office, National Marine Fisheries Service, 1601 Kapi’olani Boulevard, Suite 1110, Honolulu, HI 96814. For details contact Chris Yates or Jennifer Sepez, Pacific Islands Regional Office, 808-944-2105; or Trevor Spradlin, Office of Protected Resources, 301-713-2322 (70 F.R. 73426, December 12, 2005).

Overfishing Determination

Pursuant to the National Environmental Policy Act (NEPA) and regulations published by the Council on Environmental Quality (40 CFR part 1505), NMFS, in coordination with the Western Pacific Fishery Management Council (Council), is preparing a Supplemental Environmental Impact Statement (SEIS). The SEIS will supplement the Final Environmental Impact Statement (FEIS) Bottomfish and Seamount Groundfish Fishery of the Western Pacific Region. The SEIS will analyze a range of alternatives to end overfishing in the bottomfish species complex in the Hawaiian Archipelago. Public scoping meetings will be held as follows: (1) Hilo - Monday, January 9, 2006, from 6-9 p.m. at the University of **Hawai’i** - Hilo Campus Center, 200 W. Kawili St., Hilo, **Hawai’i** 96720; (2) Kona - Tuesday, January 10, 2006, from 6-9 p.m. at the King Kamehameha Hotel, 75-5660 Palani Road, Kona, HI 96740; (3) Kahului - Wednesday, January 11, 2006, from 6-9 p.m. at the Maui Beach Hotel, 170 Ka’ahumanu Ave., Kahului, HI 96732; (4) Honolulu - Thursday, January 12, 2006, from 6-9 p.m. at the Ala Moana Hotel, 410 Atkinson Dr., Honolulu, HI 96815; (5) Lihue - Friday, January 13, 2006, from 6-9 p.m. at Chiefess Kamakahelei Middle School, 4431 Nuhou St., Lihue, HI 96766. Comments on the issues, range of alternatives, and impacts that should be analyzed in the SEIS must be received by January 16, 2006. Submit written comment or requests to be added to the mailing list for this SEIS to William L. Robinson, Regional Administrator, NMFS, Pacific Islands Region, 1601 Kapi’olani Blvd., Suite 1110, Honolulu HI 96814; or to Kitty Simonds, Executive Director, Council, 1164 Bishop St. Suite 1400, Honolulu, HI 96813. The Council’s scoping document on the overfishing determination for the bottomfish species complex in the Hawaiian Archipelago may also be obtained from the Council’s office at the address above or via the Internet at <http://www.wpcouncil.org>. For details, contact William L. Robinson, Regional Administrator, NMFS, (808) 973-2937 or Kitty Simonds, Executive Director, Council, (808) 522-8220 (70 F.R. 71258, November 28, 2005).

Restrictions for 2005 & 2006 Purse Seine and Longline Fisheries

NMFS publishes this final rule to implement the 2005 and 2006 management measures to prevent overfishing of the eastern tropical Pacific Ocean (ETP) tuna stocks, consistent with recommendations by the Inter-American Tropical Tuna Commission (IATTC) that have been approved by the Department of State (DOS) under the Tuna Conventions Act. The purse seine fishery for tuna in the ETP will be closed for a 6-week period beginning November 20, 2005, through December 31, 2005, and beginning November 20, 2006, through December 31, 2006. In this final rule, NMFS also announces that the longline fishery will close when a 150-mt limit has been reached. The 2005 tuna purse seine fishery closure is effective November 20, 2005, through December 31, 2005. The 2006 tuna purse seine fishery closure is effective November 20, 2006, through December 31, 2006. For 2006, the bigeye longline fishery will close when the bigeye tuna catch reaches 150 mt. NMFS will publish a notification in the Federal Register announcing the effective date of that closure. Copies of the regulatory impact review/final regulatory flexibility analysis (FRFA) may be obtained from the Southwest Regional Administrator, Southwest Region, NMFS, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90902-4213. For details, contact J. Allison Routt, Sustainable Fisheries Division, Southwest Region, NMFS, (562) 980-4030 (70 F.R. 70549, November 22, 2005).



Sea Turtle Mitigation Measures

NMFS issues a final rule, effective December 15, 2005, to reduce and mitigate interactions between sea turtles and fisheries managed under the Fishery Management Plan for the Pelagic Fisheries of the Western Pacific Region (Pelagics FMP). This rule includes requirements for attending protected species workshops, for handling, resuscitating, and releasing sea turtles that are hooked or entangled in fishing gear, and for fishing gear configuration. This action is being taken in part to comply with the terms and conditions of a 2004 Biological Opinion on impacts on sea turtles by fisheries managed under the Pelagics FMP. Effective December 15, 2005. Copies of the following documents are available from William L. Robinson, Administrator, NMFS, Pacific Islands Region (PIR), 1601 Kapi’olani Boulevard, Suite 1110, Honolulu, HI 96814: Regulatory amendment document entitled “*Sea Turtle Mitigation Measures Gear and Handling Requirements, Protected Species Workshop Attendance, and Shallow-Setting Restrictions A Regulatory Amendment to the Western Pacific Pelagics Fishery Management Plan*,” which contains an Environmental Assessment (EA), Regulatory Impact Review and a Final Regulatory Flexibility Assessment; The Final Regulatory Flexibility Assessment; and The Finding of No Significant Impact (FONSI) for the EA. Requests for these documents should indicate whether paper copies or electronic copies on CD-ROM are preferred. The documents are also available at the following web site: <http://swr.nmfs.noaa.gov/pir>. For details, contact Robert Harman, Sustainable Fisheries Division, PIR, NMFS, 808-944-2271 (70 F.R. 69282, November 15, 2005).

DECEMBER 23, 2005



Western Pacific Fishery Management Council Public Meetings

The Western Pacific Fishery Management Council will hold its 130th meeting to consider and take action on fishery ecosystem plans for the Western Pacific Region. The Council will also hold public hearings throughout **Hawai'i** the week prior to its 130th meeting, as well as during the 130th meeting. The 130th Council meeting and the public hearings will be held December 20, 2005, and December 12-15, 2005, respectively. The 130th Council meeting will be held at the Council's office, 1164 Bishop Street, Suite 1400, Honolulu, HI 96813. The 130th Council meeting telephone conference call-in-number is: (866)867-8289, passcode 1683776. Although non-emergency issues not contained in this agenda may come before the Council for discussion, those issues may not be the subject of formal Council action during its 130th meeting. Council action will be restricted to those issues specifically listed in this document and any issue arising after publication of this document that requires emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the Council's intent to take final action to address the emergency (70 F.R. 71260, November 28, 2005).

High-Capacity Transit Improvements in the Southern Corridor of Honolulu

The Federal Transit Administration (FTA) and the City and County of Honolulu, Department of Transportation Services (DTS) intend to prepare an EIS (and Alternative Analysis (AA)) on a proposal by the City and County of Honolulu to implement transit improvements that potentially include high-capacity transit service in a 25-mile travel corridor between Kapolei and the University of Hawai'i at Manoa and Waikiki. Written comments on the scope of the NEPA review, including the alternatives to be considered and the related impacts to be assessed, should be sent to DTS by January 9, 2006. Written comments on the scope of the EIS, including the alternatives to be considered and the related impacts to be assessed, should be sent to both the Department of Transportation Services, City and County of Honolulu, 650 South King Street, 3rd Floor, Honolulu, HI, 96813, Attention: Honolulu High-Capacity Transit Corridor Project, or by the Internet at <http://www.honolulutransit.org> and Ms. Donna Turchie, Federal Transit Administration, Region IX, 201 Mission Street, Suite 2210, San Francisco, CA 94105 or by e-mail: Donna.Turchie@fta.dot.gov. For more details, contact Ms. Donna Turchie, Federal Transit Administration, Region IX, 201 Mission Street, Room 2210, San Francisco, CA 94105. Phone: (415) 744-2737. Fax: (415) 744-2726 (70 F.R. 72871, December 7, 2005).

Amended EIS Notice from the EPA

The Office of Federal Activities, United States Environmental Protection Agency (General Information, (202) 564-7167 or <http://www.epa.gov/compliance/nepa/>) has published the following amended Federal Register Notice Published November 10, 2005: Correction to Comment Period from December 26, 2005 to December 27, 2005. Also, this document is available on the Internet at: <http://swr.nmfs.noaa.gov/pir>. EIS No. 20050469, Draft EIS, NOA, 00, Programmatic—Towards an Ecosystem Approach for the Western Pacific Region: From Species Based Fishery Management Plans to Place-Based Fishery Ecosystem Plans, Realignment, Implementation, Western Pacific Region (America Samoa, Guam, Hawai'i, Commonwealth of the Northern Mariana Islands), and U.S. Pacific Remote Island Areas, Comment Period Ends: December 27, 2005, Contact: William L. Robinson, telephone (808) 944-2200 (70 F.R. 73233, December 9, 2005).

Endangered Species Recovery Permit Application

The following applicant has applied for a scientific research permit to conduct certain activities with an endangered species pursuant to section 10(a)(1)(A) of the Endangered Species Act (16 U.S.C. 1531 et seq.). The U.S. Fish and Wildlife Service ("we") solicits review and comment from the public, and from local, State, and Federal agencies on the following permit request. Comments on this permit application must be received on or before January 9, 2006. Written data or comments should be submitted to the U.S. Fish and Wildlife Service, Chief, Endangered Species, Ecological Services, 911 NE. 11th Avenue, Portland, Oregon 97232-4181, telephone (503) 231-2063; facsimile (503) 231-6243. Please refer to the permit number for the application when submitting comments. Permit No. TE-106344, Applicant: Anne Veillet, Keaau, Hawai'i; the applicant requests a permit to take (capture, collect biological samples, and band) the nene (*Branta sandvicensis*) in conjunction with genetic research on the island of Hawai'i in the State of **Hawai'i** for the purpose of enhancing its survival. We solicit public review and comment on this recovery permit application (70 F.R. 73255, December 9, 2005).

